

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**UNITED STATES OF AMERICA** : **Criminal Action No. 1:10-CR-340**  
v. :  
**BRIAN WILLIAM WALPOLE,** : **(Chief Judge Kane)**  
**Defendant** :

## ORDER

## **THE BACKGROUND OF THIS ORDER IS AS FOLLOWS:**

A grand jury returned a three count indictment against Defendant Brian Walpole on December 1, 2010, charging Defendant with: (1) sexual exploitation of a child in violation of 18 U.S.C. § 2251(a); (2) receipt of child pornography in violation of 18 U.S.C. § 2252A(a)(2); and (3) possession of child pornography in violation of 18 U.S.C. § 2252A(a)(5)(B). (Doc. No. 1.) On September 14, 2011, Defendant's mother, who has not been indicted in this matter, filed a motion for return of a digital picture frame and an HP Laptop Computer, which Defendant's mother asserts belongs to her. (Doc. No. 38.) On October 18, 2011, having heard nothing further from the parties, the Court directed the United States to file a response to Mrs. Walpole's motion. (Doc. No. 41.) On October 21, 2011, the United States indicated that the property had been returned to Mrs. Walpole. (Doc. No. 42.)

**ACCORDINGLY**, on this 27<sup>th</sup> day of October 2011, **IT IS HEREBY ORDERED**  
**THAT** the Mrs. Walpole's motion for return of property (Doc. No. 38) is **DENIED AS MOOT**.

S/ Yvette Kane  
Yvette Kane, Chief Judge  
United States District Court  
Middle District of Pennsylvania